

1 **ALL COUNSEL LISTED ON SIGNATURE PAGE**
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9 **UNITED STATES DISTRICT COURT**
10 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN FRANCISCO DIVISION**

12 THOUGHT, INC., a California corporation,

Civil Action No. C12-5601 WHO

13 Plaintiff,

14 v.
15 **STIPULATION AND ORDER**
16 **CONTINUING CASE MANAGEMENT**
17 **CONFERENCE AND MODIFYING**
18 **OTHER DEADLINES**

19 ORACLE CORPORATION, a Delaware
20 corporation; ORACLE AMERICA, INC. a
21 Delaware corporation; and ORACLE
22 INTERNATIONAL CORPORATION, a
23 California corporation,

24 Defendants.
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STIPULATION AND ORDER CONTINUING CASE MANAGEMENT CONFERENCE AND
MODIFYING OTHER DEADLINES
CASE NO. C12-5601 WHO



1 Pursuant to Civil Local Rules 16-2(e) and 7-12, Defendants Oracle Corporation, Oracle
 2 America, Inc., and Oracle International Corporation (collectively, "Oracle") and Plaintiff Thought,
 3 Inc. hereby stipulate and jointly request that the Court continue the November 19, 2014 case
 4 management conference by **two weeks** and modify other deadlines as follows:

5 WHEREAS the parties' case management conference is currently scheduled for
 6 November 19, 2014 and the case management conference statement is due on November 13, 2014
 7 (Dkt. No. 116);

8 WHEREAS Oracle has a scheduling conflict on November 19 due to a hearing before the
 9 Patent Trial and Appeal Board on November 18 in Alexandria, VA concerning Oracle's IPR
 10 petitions on three of the patents-in-suit;

11 WHEREAS there is already a hearing scheduled before the Court on December 3, 2014
 12 concerning Oracle's Motion for Leave to Amend Its Invalidity Contentions (Dkt. No. 114) and it
 13 would be convenient to combine that hearing with the case management conference;

14 WHEREAS Thought's Final Election of Asserted Claims is due on November 19, 2014
 15 and Oracle's Final Election of Asserted Prior Art is due on December 3, 2014 (Dkt. No. 50), and
 16 the parties wish to extend these deadlines to allow more time for the parties to make their
 17 respective elections;

18 WHEREAS the parties wish to modify the above-referenced dates as follows:

Event	Current Date	New Date
Deadline to file Joint Case Management Conference Statement	November 13, 2014	November 25, 2014
Case Management Conference	November 19, 2014 at 2 p.m.	December 3, 2014 at 2 p.m.
Deadline for Final Election of Asserted Claims	November 19, 2014	December 10, 2014
Deadline for Final Election of Asserted Prior Art	December 3, 2014	December 27, 2014

25 WHEREAS, in view of the above reasons, good cause exists for the requested continuance
 26 and modifications;

27 WHEREAS the Parties' stipulation does not affect any other dates in the case schedule or
 28 otherwise accelerate or extend any other time frames set in the Local Rules or in the Federal

1 Rules;

2 THEREFORE, the parties stipulate to and respectfully request that the case management
3 conference dates be continued and the deadlines for the parties to make final elections of asserted
4 claims and prior art be modified as outlined above.

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6 Respectfully submitted,

7 Dated: November 5, 2014

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25 *Attorneys for Plaintiff*
26 *Thought, Inc.*

27 Dated: November 5, 2014

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28 By: /s/ Robert J. Artuz

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7 *Attorneys for Defendants*
8 *Oracle Corporation, Oracle America, Inc., and*
9 *Oracle International Corporation*

12 Filer's Attestation

13 Pursuant to Civil Local Rule 5-1(i)(3), Robert Artuz, hereby attests that the above-named
14 signatories concur in this filing.

15 DATED: November 5, 2014

16 /s/ Robert J. Artuz
17 Robert J. Artuz

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19 **PURSUANT TO THE STIPULATION, IT IS SO ORDERED.**

20 Dated: November 5, 2014

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22 
23 HON. WILLIAM H. ORRICK
24 UNITED STATES DISTRICT JUDGE